



Public Utilities Commission

STATE OF CALIFORNIA

CITATION FOR VIOLATION OF PUBLIC UTILITIES CODE

To: MAWS Transportation, LLC
DBA Mammoth All Weather Shuttle
120 Old Mammoth Rd. #102
Mammoth Lakes, CA 93546

File: TCP 28383-A
Date: May 11, 2023
Citation #: T.23-05-002
Case #: PSG-5677

VIOLATION(S)

You are hereby cited for having violated sections of the Public Utilities (Pub. Util.) Code as described below. These violations occurred during the period of October 2021 through December 31, 2021:

- 1) Failed to enroll eight (8) drivers in the Department of Motor Vehicles [DMV] Employer Pull Notice [EPN] Program in violation of Pub. Util. Code Sections 5374(a)(1)(D) and 5381, G.O. 157-E, Part 5.02, and California Vehicle Code (CVC) section 1808.1. **[8 counts]**
- 2) Failed to enroll at least eight (8) drivers in a mandatory Controlled Substance and Alcohol Testing Certification Program for Pre-Employment Testing in violation of Pub. Util. Code Section 5374(a)(1)(I) and G.O. 157-E, Part 10. **[8 counts]**
- 3) Engaged four (4) drivers without being licensed with the proper class of driver's licenses and without the required endorsements and medical certificate, in violation of Pub. Util. Code Section 5387 (b)(c)(1)(E)(3) and G.O. 157-E, Part 5.01. **[4 counts]**
- 4) Failed to maintain waybills in violation of Pub. Util. Code section 5381 and G.O. 157-E, part 3.01. **[1 count]**
- 5) Failed to include pertinent information on the waybills in violation of Pub. Util. Code Section 5381 and G.O. 157-E, Part 3.01. **[1 count]**

STATEMENT OF FACTS

The above violations are documented in the attached Investigation Report, which consists of the carrier's records and substantiating documents obtained from other sources.

RESPONSE

You are hereby called upon to answer this citation on or before May 31, 2023.

By way of such answer, you may either:

- (1) Pay a fine of \$5,000.00 pursuant to P.U. Code Section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Agreement*. Upon payment, the fine will be deposited in the State Treasury to the credit of the General Fund and the Commission staff will deem the matter closed, **or**
- (2) Contact the Program and Project Supervisor below to make payment arrangements, **or**
- (3) Contest this Citation by filing an Appeal. See attached document "*How to File an Appeal and Instructions for Filing a Notice of Appeal and Certificate of Service for a Citation Appeal.*"

If you fail to respond within the 20 calendar days, you will be in default of the citation and will have forfeited your right to appeal the citation. In addition, your operating authority will be immediately suspended and subsequently revoked, pursuant to Resolution ALJ-187. The Commission may also take action through a civil or criminal proceeding to recover any unpaid fine and ensure compliance with applicable statutes and Commission orders.

Eric Hooks

Eric Hooks
Program and Project Supervisor
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Consumer Protection and Enforcement Division
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Attachments

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